

1 BILL NO. S-83-07-04

2 SPECIAL ORDINANCE NO. S-138-83

3 AN ORDINANCE ratifying Bid Reference
4 No. 1084 by the City of Fort Wayne
5 by and through its Park Commissioners
and the Department of Purchasing with
Fleming Excavating, Inc.

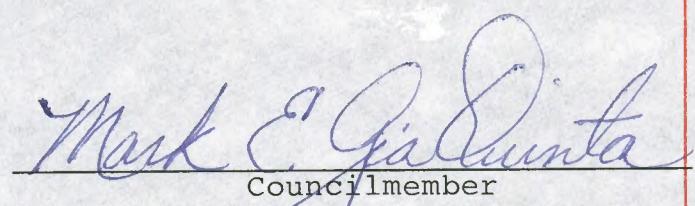
6 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
7 OF THE CITY OF FORT WAYNE, INDIANA:

8 SECTION 1. That Bid Reference No. 1084, between the
9 City of Fort Wayne, Indiana, by and through its Park Commissioners
10 and the Department of Purchasing with Fleming Excavating, Inc.,
11 respectfully for:

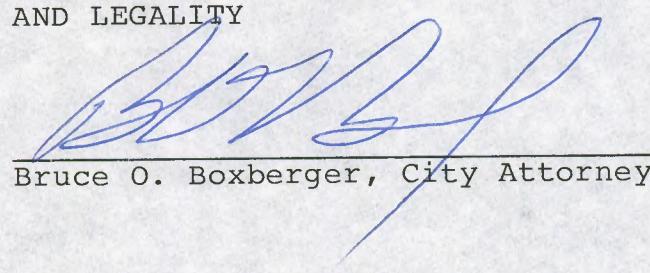
12 ratifying the bid for the development of the
13 Rivergreenway and Flood Levee Project from
Main Street to Clinton Street along the St.
14 Mary's River;

15 involving a total cost of Four Hundred Forty-One Thousand Three
16 Hundred Forty-One and 10/100 Dollars (\$441,341.10), all as more
17 particularly set forth in said Bid Reference No. 1084, which is
18 on file in the Office of the Department of Purchasing, and is by
19 reference incorporated herein, made a part hereof, and is hereby
20 in all things ratified, confirmed and approved.

21 SECTION 2. That this Ordinance shall be in full force
22 and effect from and after its passage, and any and all necessary
23 approval by the Mayor.

24 
25 Councilmember

26 APPROVED AS TO FORM
27 AND LEGALITY

28 
29 Bruce O. Boxberger, City Attorney

30

31

32

Read the first time in full and on motion by GiaQuinta, seconded by _____, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock A.M., E.S.T.

DATE: 7-12-83

Sandra F. Kennedy
CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Talarico, and duly adopted, placed on its passage. PASSED (PASSED) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	—	—	—	—
<u>BRADBURY</u>	<u>✓</u>	—	—	—	—
<u>BURNS</u>	<u>✓</u>	—	—	—	—
<u>EISBART</u>	<u>✓</u>	—	—	—	—
<u>GiaQUINTA</u>	<u>✓</u>	—	—	—	—
<u>SCHMIDT</u>	—	—	—	—	—
<u>SCHOMBURG</u>	<u>✓</u>	—	—	—	—
<u>SCRUGGS</u>	<u>✓</u>	—	—	—	—
<u>STIER</u>	<u>✓</u>	—	—	—	—
<u>TALARICO</u>	<u>✓</u>	—	—	—	—

DATE: 7-26-83

Sandra F. Kennedy
- CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. 1-138-83.
on the 26th day of July, 1983.

ATTEST:

Sandra F. Kennedy

CITY CLERK

(SEAL)

John A. Elbert

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of July, 1983, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra F. Kennedy
CITY CLERK

Approved and signed by me this 28th day of July, 1983, at the hour of 10 o'clock A.M., E.S.T.

John R.
WIN MOSES, JR. - MAYOR

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES

Number One Main St., Ft. Wayne, Ind. 46802

INVITATION

Quotations, subject to the conditions on the reverse hereto, are requested on the following list of materials, supplies, equipment or services, for the department as mentioned, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.

Mail all written and correspondence, re: to Attn of Aaron Gluck, 427-1101

DEPARTMENT OF PURCHASES

Room 940, Number One Main St., Ft. Wayne, Ind. 46802

REQUIRED FOR DELIVERY TO:

Department
or Division Board of Park Commissioners

Page 1 of

Ref. No. 1084

Date May 9, 1983

Date wanted _____

Fund
Appropriation No. _____

Address _____

RETURN ORIGINAL TO THE CITY — RETAIN DUPLICATE COPY FOR YOUR FILE

Closing

Time of Bids Friday, June 3, 1983 at 10:00 AM

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 14508. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereto for details.
TAX EXEMPT (Unless otherwise indicated)

Item	Unit	Materials, Supplies, Equipment or Services	Unit Price	Total Amount
		Capital Improvements to Rivergreenway Project and Levee Construction according to plans and specifications		

AFFIRMATIVE ACTION: On file XX Attached _____

If Bond required NO YES 5% Performance Bond NO YES 100%

See Instruction Item No. 18 on reverse side hereof.

extra Net % cash discount if paid within ____ days from delivery and acceptance of goods or completion of services.

PROPOSAL OR BID

In compliance with the above invitation for bids and subject to all conditions thereto, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such services upon which prices are quoted. In accordance with the specifications applying and as the same are opposite each item, delivery of any or all of the items or completion of services indicated shall be made within ____ days from receipt of order.

IMPORTANT

As delivery may be a deciding factor in the award of an order, it is important that bidder furnish the information requested above.

John Hensel

Fleming Excavating, Inc.

Name of Company

For Peter J. Fleming, President

Address 112 E. Monroe St.

City Decatur, IN 46733

6/3/83

SUPPLEMENTARY BID FORM

FORT WAYNE BOARD OF WORKS & FORT WAYNE PARKS & RECREATION
RIVERGREENWAY/LEVEE

To: Board of Park Commissioners
Board of Public Works
c/o Dept. of Purchases
Room 940, City-County Building
One Main Street
Fort Wayne, IN 46802

- CO. 1000, \$ 1.000
1. The undersigned Bidder proposes and agrees, if this bid is accepted, to enter into an Agreement with the Owner in the form included in the Contract Documents to complete all work as specified or indicated in the Contract Documents for the Contract Price and within the Contract Time indicated in this Bid and in accordance with the Contract Documents.
 2. Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid Security. This Bid will remain open for sixty (60) days after the day of Bid Opening. Bidder will sign the Agreement and submit the Contract Security and other documents required by the Contract Documents within fifteen (15) days after the date of Owner's Notice of Award.
 3. In submitting this Bid, Bidder represents, as more fully set forth in the Agreement, that:
 - (a) Bidder has examined copies of all the Contract Documents and of the following addenda:

Date

Number

None Received

(receipt of which is hereby acknowledged) and also copies of the Advertisement or Invitation to Bid and the Instructions to Bidders;

(b) Bidder has examined the site and locality where the work is to be performed, the legal requirements (federal, state and local laws, ordinances, rules and regulations) and the conditions affecting cost, progress or performance of the work and has made such independent investigations as Bidder deems necessary;

(c) This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; Bidder has not solicited or induced any person, firm or corporation to refrain from bidding; and Bidder has not sought by collusion to obtain for himself any advantage over any other Bidder or over Owner.

4. Bidder will complete the work for the following price(s): (In addition to the lump sum bids and the unit prices as set out below are to be considered a part of this Bid and will be used in computing the Contractor's payments.)

DIVISION I - RIVERGREENWAY & LEVEES -- MAIN ST. TO CLINTON ST.

ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
1.	*8-Foot Wide Trail	7,200 LF	<u>7.80</u>	<u>56,160.00</u>
A.	7200 LF			
B.	0 LF			
2.	Comp. Clay Keyway Trench (Plan Quantity)	850 CY	<u>9.00</u>	<u>7,650.00</u>
A.	800 CY			
B.	50 CY			
3.	Comp. Clay Core for Levee (Plan Quantity)	4,400 CY	<u>8.80</u>	<u>38,720.00</u>
A.	4,200 CY			
B.	200 CY			
4.	Comp. Borrow For Levee (Plan Quantity)	2,350 CY	<u>7.25</u>	<u>17,037.50</u>
A.	2,200 CY			
B.	150 CY			
5.	Topsoil for Levee (Plan Quan.)	700 CY	<u>8.00</u>	<u>5,600.00</u>
A.	650 CY			
B.	50 CY			
6.	Topsoil (as ordered)	700 CY	<u>8.50</u>	<u>5,950.00</u>
7.	Concrete Wall- Type I	800 LF	<u>96.00</u>	<u>76,800.00</u>
A.	90 LF			
B.	710 LF			
8.	Concrete Wall- Type II	50 LF	<u>33.00</u>	<u>1,650.00</u>
A.	50 LF			
B.	0 LF			
9.	Swale Construction	1,000 LF	<u>1.90</u>	<u>1,900.00</u>
A.	800 LF			
B.	200 LF			
10.	30" Inlet w/Casting	8 EA	<u>375.00</u>	<u>3,000.00</u>
A.	4 Each			
B.	4 Each			
11.	6" Special Inlet w/Casting	5 EA	<u>80.00</u>	<u>400.00</u>
A.	0 Each			
B.	5 Each			

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ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION	SBF
12.	15" C.S.P.: (14 Gauge)	70 LF	<u>17.00</u>	<u>1,190.00</u>	
A.	70 LF				
B.	0 LF				
13.	12" C.S.P. (14 Gauge).	280 LF	<u>14.00</u>	<u>3,920.00</u>	
A.	195 LF				
B.	85 LF				
14.	6" C.S.P. (14 Gauge)	10 LF	<u>13.00</u>	<u>130.00</u>	
A.	0 LF				
B.	10 LF				
15.	6" P.V.C. Underdrain including Stone Trench	445 LF	<u>4.00</u>	<u>1,780.00</u>	
A.	0 LF				
B.	445 LF				
16.	15" Flap Gate	1 EA	<u>270.00</u>	<u>270.00</u>	
A.	0 EA				
B.	1 EA				
17.	12" Flap Gate	5 EA	<u>235.00</u>	<u>1,175.00</u>	
A.	0 EA				
B.	5 EA				
18.	6" Flap Gate	2 EA	<u>190.00</u>	<u>380.00</u>	
A.	0 EA				
B.	2 EA				
19.	Sheet Piling w/Hand rail	260 LF	<u>87.50</u>	<u>22,750.00</u>	x
A.	260 LF				
B.	0 LF				
20.	Rip Rap	250 SY	<u>14.00</u>	<u>3,500.00</u>	
A.	180 SY				
B.	70 SY				
*21.	Park Bench	4 EA	<u>175.00</u>	<u>700.00</u>	
A.	4 EA				
B.	0 EA				
22.	Concrete Chamber Removal (Station 51+80, 15'L).	Lump Sum	<u>500.00</u>	<u>500.00</u>	
A.	1 Lump Sum				
B.	0				
*23.	Sign, Type 2	1 EA	<u>1,200.00</u>	<u>1,200.00</u>	x
A.	1 EA				
B.	0				
*24.	Sign, Type 3	18 EA	<u>400.00</u>	<u>7,200.00</u>	x
A.	18 EA				
B.	0 EA				

44,21

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION	SBF/4
*25.	Sign, Type 4	4 EA	<u>650.00</u>	<u>2,600.00</u>	
A.	4 EA				
B.	0 EA				
*26.	Bike Rack	1 EA	<u>400.00</u>	<u>400.00</u>	
A.	1 EA				
B.	0				
27.	8"x8" Treated Wood Timbers	2 EA	<u>80.00</u>	<u>160.00</u>	
A.	2 EA				
B.	0				
28.	Adjust Casting to Grade	3 EA	<u>150.00</u>	<u>450.00</u>	
A.	3 EA				
B.	0				
29.	#73 Stone for Drive Restoration 300 TON		<u>10.00</u>	<u>3,000.00</u>	
A.	0				
B.	300 Ton				
30.	8-foot Chain Link Fence w/Barbed Wire	220 LF	<u>9.80</u>	<u>2,156.00</u>	
A.	150 LF				
B.	70 LF				
31.	4' Chainlink Fence w/barbed wire 310 LF		<u>5.40</u>	<u>1,674.00</u>	
A.	0 LF				
B.	310 LF				
32.	15' Cantilevered Slide Gate w/Lock	1 EA	<u>775.00</u>	<u>775.00</u>	
A.	1 EA				
B.	0				
33.	48" Pedestrian Gate w/Lock	1 EA	<u>100.00</u>	<u>100.00</u>	
A.	1 EA				
B.	0				
34.	6' Swing Gate (8' high) w/Lock	2 EA	<u>185.00</u>	<u>370.00</u>	
A.	2 EA				
B.	0				
35.	Remove existing Foundation (Station 190+90/30'R)		Lump Sum <u>1,200.00</u>	<u>1,200.00</u>	
A.	1 Lump Sum				
B.	0				
36.	Tree Removal - 6" to 12"	3 EA	<u>100.00</u>	<u>300.00</u>	
A.	3 EA				
B.	0				
37.	Tree Removal - 13" to 18"	1 EA	<u>150.00</u>	<u>150.00</u>	
A.	1 EA				
B.	0				

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
38.	Inlet Removal & 8" V.C.P. Connection	Lump Sum	<u>1,200.00</u>	<u>1,200.00</u>
A.	O			
B.	1 Lump Sum			

Items 39 thru 54 are all for Parks & Recreation Dept. "A"

39.	6" Plain Concrete Walk	225 SY	<u>16.75</u>	<u>3,768.75</u>
40.	4" Plain Concrete Walk	35 SY	<u>14.75</u>	<u>516.25</u>
41.	2" Copper Water Service	10 LF	<u>30.00</u>	<u>300.00</u>
42.	1" Copper Water Service	80 LF	<u>6.00</u>	<u>480.00</u>
43.	3/4" Copper Water Service	280 LF	<u>5.50</u>	<u>1,540.00</u>
44.	Ford Meter Box	1 EA	<u>250.00</u>	<u>250.00</u>
45.	3/4" Street Washer	3 EA	<u>250.00</u>	<u>750.00</u>
46.	Concrete Curb, Type III	520 LF	<u>9.50</u>	<u>4,940.00</u>
47.	Cottoneaster Divaricata, Spreading Cottoneaster, 18"-24" Can	58 EA	<u>14.80</u>	<u>858.40</u>
48.	Gleditsia Imperial, Imperial Honey Locust, 2 1/2" - 3" BB	19 EA	<u>280.00</u>	<u>5,320.00</u>
49.	Picea Abies, Norway Spruce, 5' - 6' BB	10 EA	<u>134.40</u>	<u>1,344.00</u>
50.	Tilia Cordata Greenspire, Greenspire Linden, 2 1/2"-3" BB	8 EA	<u>269.00</u>	<u>2,152.00</u>
51.	Lonicera Japonica Halliana, Hall's Honeysuckle, 2 1/4".PP	400 EA	<u>1.18</u>	<u>472.00</u>
52.	Cornus Sericea, Redtwig Dogwood 18" - 24" Can	40 EA	<u>12.10</u>	<u>484.00</u>
53.	Wood Mulch Bed	3,460 SF	<u>.12</u>	<u>415.20</u>
54.	Seeding and Mulch (as ordered)	15,000 SY	<u>.20</u>	<u>3,000.00</u>
DIVISION I - Subtotal (Items 1 thru 54)				<u>\$300,688.10</u>

- A. Fort Wayne Parks & Recreation Department
- B. Fort Wayne Board of Public Works

*Federal Contract Provisions Apply: Funded in part by Land
and Water Grant

DIVISION 2 BASE BID

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
1.	8' Asphalt Trail	1,000 L.F.	8.80	<u>8,800.00</u>
2.	6' Asphalt Trail	600 L.F.	8.20	<u>4,920.00</u>
3.	H.A.C. Surface	100 TONS	41.50	<u>4,150.00</u>
4.	H.A.C. Binder #9 for Repair (as ordered)	50 TONS	50.00	<u>2,500.00</u>
5.	#73 Stone for Repair (as ord.)	300 TONS	15.20	<u>4,560.00</u>
*6.	Common Excavation	90 CY	11.00	<u>990.00</u>
7.	Curb Removal	90 LF	3.00	<u>270.00</u>
8.	Adjust Casting to Grade	3 EA	150.00	<u>450.00</u>
9.	Reverse Swing of Gate	Lump Sum	100.00	<u>100.00</u>
10.	Bank Clearing - Station 19+25 to 24+50±	Lump Sum	2,000.00	<u>2,000.00</u>
11.	10-foot Swing Gate	1 EA	625.00	<u>625.00</u>
12.	Lafayette St. Bridge Underpass	Lump Sum	40,000.00	<u>40,000.00</u>
13.	Malus "Henrietta Crosby", Henrietta Crosby Crabapple, 2" BB	4 EA	269.00	<u>1,076.00</u>
14.	Prunus Cerasifera Thundercloud, Thundercloud Cherry Plum, 2" BB	2 EA	183.00	<u>366.00</u>
15.	Viburnum Plicatum Var. Tomentosum, Doublefile Viburnum, 3' BB	8 EA	43.50	<u>348.00</u>
16.	Weigelia Florida "Bristol Ruby", Bristol Ruby Weigelia, 2' BB	9 EA	54.00	<u>486.00</u>
17.	Taxus x Media "Hicksii", Hicks Yew, 3' BB	9 EA	68.00	<u>612.00</u>
18.	Seeding and Mulch (as ordered)	4,100 SY	.20	<u>820.00</u>
DIVISION 2 - Subtotal (Items 1 thru 18)				<u>\$73,073.00</u>

DIVISION 3 BASE BID

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
1.	Demolition- Sherman Park Site Lump Sum		<u>23,000.00</u>	<u>23,000.00</u>
2.	Demolition- Fourth St. Site Lump Sum (House of Honda-Skinner Property)		<u>34,500.00</u>	<u>34,500.00</u>
DIVISION 3 - Subtotal Base Bid (Items 1 & 2)				\$ <u>57,500.00</u>

MANDATORY ADDITIVE ALTERNATE BIDS - SUPERIOR ENERGY PROPERTY AND APARTMENT SITE (Wells Street and Cass Street)

1.	Building 1	Lump Sum	<u>5,600.00</u>	<u>5,600.00</u>
2.	Building 2	Lump Sum	<u>560.00</u>	<u>560.00</u>
3.	Building 3	Lump Sum	<u>1,120.00</u>	<u>1,120.00</u>
4.	Building 4	Lump Sum	<u>560.00</u>	<u>560.00</u>
5.	Building 5	Lump Sum	<u>6,720.00</u>	<u>6,720.00</u>
6.	Building 6	Lump Sum	<u>224.00</u>	<u>224.00</u>
7.	Structure 7	Lump Sum	<u>56.00</u>	<u>56.00</u>
8.	Structure 8	Lump Sum	<u>56.00</u>	<u>56.00</u>
9.	Structure 9	Lump Sum	<u>2,240.00</u>	<u>2,240.00</u>
10.	Structure 10	Lump Sum	<u>1,120.00</u>	<u>1,120.00</u>
11.	Structure 11	Lump Sum	<u>56.00</u>	<u>56.00</u>
12.	Structure 12	Lump Sum	<u>560.00</u>	<u>560.00</u>
13.	Structure 13	Lump Sum	<u>120.00</u>	<u>120.00</u>
14.	Stone, Asphalt, Concrete, Etc. Removal Clearing of Entire Old Superior Oil Site	Lump Sum	<u>20,600.00</u>	<u>20,600.00</u>
15.	Seeding & Mulching of Entire Area Covered Under No. 14 above	Lump Sum	<u>2,500.00</u>	<u>2,500.00</u>
16.	Structure 16 and Building 16	Lump Sum	<u>10,080.00</u>	<u>10,080.00</u>
DIVISION 3 Subtotal Additive Alternate				\$ <u>52,172.00</u>

TOTAL BID - DIV. 1, DIV. 2, DIV. 3, ADDITIVE ALTERNATE:

Four Hundred Eighty Three Thousand, Four Hundred Thirty

Three and 10/100----- DOLLARS (\$ 483,433.10)

The Contractor must include all divisions of work and additive alternate in his total bid. No partial bids will be accepted.

5. Bidder agrees that the Work will be substantially completed within One Hundred Eighty (180) consecutive calendar days. Bidder accepts the provisions of the Agreement (also called the Instructions to Bidders) as to liquidated damages in the event of failure to complete the work on time.
6. The following documents are attached to and made a condition of this Bid:
 - a. City of Fort Wayne-bid form
 - b. Indiana State Board of Accounts Standard Questionnaire 96-A
7. The terms used in this Bid which are defined in the General Conditions of the Construction Contract included as part of the Contract Documents have the meanings assigned to them in the General Conditions.

This Bid submitted on 10. June 3, 1983.

By Bidder Fleming Excavating, Inc.
(Corporation) (Partnership) (Individual)

By Allen F. Fleming

Allen Fleming, President
(Name & Title of Person authorized to sign)

Business Address 112 E. Monroe Street

Decatur, Indiana 46733

Phone Number 219-724-2697

BILL NO. S-83-07-04

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN
ORDINANCE ratifying Bid Reference No. 1084 by the City of Fort
Wayne by and through its Park Commissioners and the Department of
Purchasing with Fleming Excavating, Inc.

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DOP PASS.

MARK E. GIAQUINTA, CHAIRMAN

Mark E. GiaQuinta

Mark

JAMES S. STIER, VICE CHAIRMAN

Janet G. Bradbury

JANET G. BRADBURY

Samuel J. Talarico

SAMUEL J. TALARICO

DONALD J. SCHMIDT

Concurred in 7-26

Admn. Appr. _____

DIGEST SHEETS-83-07-04

TITLE OF ORDINANCE _____

DEPARTMENT REQUESTING ORDINANCE Parks and Recreation DepartmentSYNOPSIS OF ORDINANCE An ordinance to ratify the bid for the development
of the Rivergreenway and Flood Levee Project from Main Street to
Clinton Street along the St. Mary's River.EFFECT OF PASSAGE Completion of Rivergreenway trail/levee system
development downtown.EFFECT OF NON-PASSAGE Jeopardizes future Land and Water Conservation
Fund grant programs.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____

DATE SUBMITTED _____